

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: May 28, 2015

Reference No.: 2.8b.(2)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Bruce De Terra, Acting Chief
Division of Transportation
Programming

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR STATE
ADMINISTERED PROJECTS ON THE STATE HIGHWAY SYSTEM, PER STIP
GUIDELINES
WAIVER 15-21**

RECOMMENDATION:

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) approve time extensions for the period indicated for two State Highway Operation and Protection Program (SHOPP) projects and one State Transportation Improvement Program (STIP) project described on the attachment.

ISSUE:

On October 8, 2014, the Commission allocated \$3,449,000 for one SHOPP project and \$65,505,000 for one STIP project. On October 16, 2014, the Department allocated \$3,751,000 for one SHOPP project using its delegated authority. In accordance with Resolution G-13-07, the deadline to award contracts for projects allocated in October 2014 is April 2015. The Department has not been able to meet the deadlines for these projects and is requesting time extensions for the period of contract award. The attachment shows the details of each project and the delays that have resulted in the extension request.

BACKGROUND:

Current STIP Guidelines, Resolution G-13-07, stipulate that the agency implementing a project request a time extension if the project will not be awarded within six months of the allocation. The Commission may approve waivers to the timely use of funds deadline one time only for up to 20 months in accordance with Government Code Section 14529.8.

Attachment

**2.8b.(2) Time Extension / Waiver - Contract Award
 Waiver 15-21**

Project Number	Dist-PPNO	EA	County-Route	Description	Fund Source	Allocated Amount (x \$1,000)	Allocation Date	Request	
								Months	until end of (month-yr)
1	03-2282	0F690	BUT-70	Replace existing 3-span Flag Canyon Creek Bridge with a single-span bridge.	SHOPP	\$ 3,449	10/08/14	6	Oct-2015
<p>Reason for Delay: Bids for this project were opened in January 2015. The first bidder was found to be non responsive for failing to comply with bid requirements. The second low bidder was disqualified for failing to comply with Disadvantaged Business Enterprise goal requirements. The second low bidder has since challenged the Department's decision. As such, a six-month time extension is being requested to allow the Department to resolve the issue with the bidder and/or award the contract to the low bidder or to the next lowest responsible bidder.</p>									
2	03-2427	1F420	BUT-99	Shoulder widening on Rock Creek Bridge	SHOPP	\$ 3,751	10/16/14	6	Oct-2015
<p>Reason for Delay: Bids for this project were opened in February 2015. The low bidder was disqualified for failing to comply with Disadvantaged Business Enterprise goal requirements. The low bidder has since challenged the Department's decision. As such, a six-month time extension is being requested to allow the Department to resolve the issue with the bidder and/or award the contract to the low bidder or to the next lowest responsible bidder.</p>									
3	04-0360G	26409	MRN-101	San Antonio Road Curve Correction	STIP	\$ 65,505	10/08/14	12	Apr-2016
<p>Reason for Delay: This project was advertised in December 2014. However, the project bid opening was postponed to October 2015 due to utility relocation delays. After the project was advertised, critical grading activities needed for the relocation of the North Marin Water District aqueduct were suspended after severe rainstorms caused excessive runoff and considerable damage to the project site. This not only delayed relocation activities by more than four months, but also delayed the start of the San Antonio Bridge foundation work planned during the construction window between June 15th and October 15th due to permit requirements. The foundation work will now be postponed one year, to June 2016. A 12-month time extension is being requested to allow the Department to resolve the relocation conflicts, open bids and award the contract.</p>									